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NATIONAL CABLE & TELECOMMUNICATIONS ASSOCIATION

DANIEL L. BRENNER SENIOR VICE PRESIDENT, LAW & REGULATORY POLICY

1724 MASSACHUSETTS AVE N.W. WASHINGTON, D.C. 20036-1903

TEL: 202.775.3664 FAX: 202.775.3603

August 11, 2003

EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: CS Docket No. 98-120

Dear Ms. Dortch:

On August 8, 2003, Daniel Brenner, Michael Schooler, Jill Luckett and Diane Burstein of the National Cable & Telecommunications Association met with Paul Gallant, Legal Advisor to Chairman Powell. During our meeting, consistent with our written comments in the above-captioned proceeding, we argued that broadcasters should not be entitled to dual carriage during the transition. In addition, we discussed the cable industry's roll-out of high definition broadcast and cable programming. Finally, we urged the Commission to adhere to its January 2001 ruling that interpreted "primary video" to mean a single digital video program stream.

Respectfully submitted,

/s/ Daniel L. Brenner

Daniel L. Brenner

cc: Paul Gallant